

EPS Judicial Process Service, Inc.  
29-27 41<sup>st</sup> Avenue, Suite 812  
Long Island City, NY 11101  
Telephone: 718-472-2900  
Facsimile: 718-472-2909

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
TUFENKIAN IMPORT/EXPORT VENTURES,

Plaintiff (s),

Index No. 08 CIV 4953  
AFFIDAVIT OF SERVICE

-against-

TRUETT FINE CARPETS & RUGS and DAVID  
TRUETT,

Defendant (s).

-----X  
STATE OF TEXAS )

:s.s.:

COUNTY OF DALLAS )

LORENZO JOHNS, being duly sworn deposes and says:

I am not a party to this action, am over the age of eighteen years of age,  
and reside in the State of Texas.

I am an agent for EPS Judicial Process Service, Inc. and received the Summons In  
A Civil Action, Civil Cover Sheet, Complaint, Rule 7.1 Statement, Individual Practices  
of Magistrate Judge Eaton, Individual Rules and Procedures Of Judge Shira A.  
Scheindlin, Procedures for Electronic Case Filing, Guidelines for Electronic Case Filing  
and 3<sup>rd</sup> Amended Instructions for Filing an Electronic Case or Appeal for the above  
entitled-action to be served upon David Truett, defendant herein named.

On the 3<sup>rd</sup> day of June, 2008, at approximately 4:47 p.m. at 15303 Dallas  
Parkway, Suite 700, Addison, Texas, I served true copies of the SUMMONS IN A CIVIL  
ACTION, CIVIL COVER SHEET, COMPLAINT, RULE 7.1 STATEMENT,  
INDIVIDUAL PRACTICES OF MAGISTRATE JUDGE EATON, INDIVIDUAL  
RULES AND PROCEDURES OF JUDGE SHIRA A. SCHEINDLIN, PROCEDURES

FOR ELECTRONIC CASE FILING, GUIDELINES FOR ELECTRONIC CASE FILING and 3<sup>RD</sup> AMENDED INSTRUCTIONS FOR FILING AN ELECTRONIC CASE OR APPEAL in the above entitled-action, upon DAVID TRUETT, defendant herein named, by personally delivering to and leaving thereat true copies of the above mentioned documents with Jim Patterson, Esq. At time of service, Mr. Patterson identified himself as a Partner at Hiersche, Hayward, Drakeley & Urbach, P.C. Attorneys for David Truett and as a person authorized to accept service of process for David Truett.

Mr. Patterson is a Caucasian male, approximately 55 year of age, 5'7" tall, 175 lbs, with dark hair and dark eyes.

Sworn to before me this,  
5<sup>th</sup> day of June, 2008

  
NOTARY PUBLIC

 Sc# 2085  
LORENZO JONES



AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

TUFENKIAN IMPORT/EXPORT VENTURES,  
INC.

SUMMONS IN A CIVIL ACTION

V.

TRUETT FINE CARPETS & RUGS and DAVID  
TRUETT

CASE NUMBER:

08 CIV 49537

TO: (Name and address of Defendant)

David Truett  
1444 Oak Lawn Avenue, Suite 220  
Dallas, Texas 75207

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Cowan, Liebowitz & Latman, P.C.  
1133 Avenue of the Americas  
New York, NY 10036

an answer to the complaint which is served on you with this summons, within Twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

MAY 29 2008

CLERK

DATE

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE
NAME OF SERVER (PRINT)	TITLE

*Check one box below to indicate appropriate method of service*

- ☐ Served personally upon the defendant. Place where served:
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left:
- ☐ Returned unexecuted:
- ☐ Other (specify):

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL \$0.00
--------	----------	--------------

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Server

\_\_\_\_\_  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.